

FROM : RODGERS AND RODGERS

FAX NO. : 404 705 9297

Oct. 13 2003 05:28PM P1

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PTO/SB/81 (09-03)  
Approved for use through 11/30/2005, OMB 0651-0033  
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<b>POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM</b>	Application Number	09/851,602
	Filing Date	
	First Named Inventor	Marole & Medin
	Title	External Mode Size Transform
	Art Unit	
	Examiner Name	
	Attorney Docket Number	

I hereby appoint:

☐ Practitioners associated with the Customer Number:

OR

☒ Practitioner(s) named below:

Name	Registration Number
Walter A. Rodgers	27,380

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☐ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

☒ Firm or Individual Name: Walter A. Rodgers

Address: 880 North Island Drive

City: Atlanta State: GA Zip: 30327

Country: U.S.A.

Telephone: 404-705-9299 Fax: 404-705-9297

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/98)

SIGNATURE of Applicant or Assignee of Record

Name: ~~Walter A. Rodgers~~ STEFAN WURSTER, VICE PRESIDENT, TERALUX

Signature: *[Signature]*

Date: 03-10-13 Telephone: 408-499-5005

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Received from <404 705 9297> at 10/13/03 5:41:06 PM [Eastern Daylight Time]

PTO/SB/95 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Cirrex Corp.Application No./Patent No. 09/851,602 Filed/Issue Date: \_\_\_\_\_Entitled: EXTERNAL MODE SIZE TRANSFORMER FOR LASER-TO-FIBER COUPLING

Teralux Corporation

(Name of Assignee)

a corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or2. ☐ an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

In the patent application/patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:1. From: Cirrex Corp. To: GATX Ventures, Inc.

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: GATX Ventures, Inc. To: Teralux Corporation

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.☒ Copies of assignments or other documents in the chain of title are attached.

(NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.00)

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee. STEFAN WURSTER03-10-13

Date

408-499-5005

Telephone number

Type or printed name

[Signature]

Signature

VICE President, Teralux Corporation

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

### ASSIGNMENT OF PATENTS

**WHEREAS**, Cirrex Corp., a Georgia corporation having a principal business address at 1335 Ridgeland Parkway, Suite 120, Alpharetta, Georgia 30004 ("Debtor"), is the owner of the entire right, title and interest in and to certain patents and patent applications identified in Schedule 1.1(a) attached hereto (collectively, the "Patents and Patent Applications");

**WHEREAS**, Debtor is indebted to GATX Ventures, Inc. a Delaware corporation (the "Lender"), which holds a security interest in substantially all of Debtor's property, including the Patents and Patent Applications;

**WHEREAS**, Debtor is currently in default of its obligations to the Lender pursuant to the terms of a Venture Loan and Security Agreement between the Lender and Debtor dated as of October 1, 2001, as amended, modified or supplemented from time to time (the "Loan Agreement");

**WHEREAS**, the Lender is entitled to exercise its remedies under the Loan Agreement and applicable law, including a foreclosure sale of all or part of the Lender's collateral, with the proceeds of such sale to be applied to the indebtedness of Debtor to the Lender;

**WHEREAS**, the Lender wishes to sell the Patents and Patent Applications; and

**WHEREAS**, TeraLux Corporation., a Georgia corporation, having a principal place of business at 1335 Ridgeland Parkway, Suite 120, Alpharetta, GA 30004 ("Buyer"), desires to acquire the Debtor's entire right, title and interest in and to the Patents and Patent Applications;

**WHEREAS**, pursuant to the Loan Agreement Debtor has appointed Lender as its attorney-in-fact to take certain actions on behalf of Debtor, including certain actions in connection with such foreclosure sale;

**NOW, THEREFORE**, for valuable consideration, the receipt of which is hereby acknowledged, the Lender, through this foreclosure sale, does sell, assign, transfer and set over unto Buyer, its successors and assigns, Debtor's entire right, title and interest in and to the Patents and Patent Applications and any continuation, divisional, continuation-in-part, reissues, extensions, re-examinations, and any foreign applications based in whole thereon (collectively, "Patent Continuations") or claiming the benefit thereof; and any United States or foreign patents issued on any of the foregoing (collectively, "Other Patents"), the same to be held and enjoyed by Buyer for its own use and enjoyment, and for the use and enjoyment of its successors, assigns or other legal representatives, to the end of the term or terms for which said patents are or may be granted or reissued, as fully and entirely as the same would have been held and enjoyed by Debtor, if this assignment and sale had not been made; together with all claims for damages by reason of past infringement of said patents, with the right to sue for such damages, and collect the same for its own use and enjoyment, and for the use and enjoyment of its successors, assigns or other legal representatives.

**AND**, to the extent the Lender cannot, by virtue of said foreclosure sale, sell, assign, transfer or set over unto Buyer said Patents, Patent Applications, Other Patents, or Patent Continuations, Lender, as Debtor's attorney-in-fact, does hereby sell, assign, transfer and set

over unto Buyer the same Patents, Patent Applications, Other Patents, and Patent Continuations, to be held and enjoyed by Buyer for its own use and enjoyment and for the use and enjoyment of its successors, assigns, or other legal representatives, to the end of the term or terms for which they may be granted or reissued, as fully and entirely as the same would have been held and enjoyed by Debtor, if this assignment and sale had not been made; together with all claims for damages by reason of past infringement of said patents, with the right to sue for such damages, and collect the same for its own use and enjoyment, and for the use and enjoyment of its successors, assigns or other legal representatives.

AND, the Lender, for itself, and as Debtor's attorney-in-fact, does hereby authorize and request competent authorities to issue any Letters Patent as shall be granted upon said patent applications to Buyer and its successors and assigns.

Except as expressly set forth in Section 3.1 of that certain Asset Purchase Agreement dated as of May 28, 2003 by and between the Seller and the Buyer, the Assets are being sold "as is and where is" and the Seller makes no, and hereby disclaims any, representation or warranty to the Buyer with respect to the Assets or the transactions contemplated hereby, including without limitation any warranty of merchantability or fitness for a particular purpose. Without limiting the generality of the foregoing, (a) the Seller makes no representation or warranty, express or implied, as to the validity or utility of the Intellectual Property (as defined in such Asset Purchase Agreement), whether use of such Intellectual Property infringes on the rights of others or whether the Trademarks (as defined in such Asset Purchase Agreement) are assignable; and (b) there is no warranty relating to title, possession, quiet enjoyment, or the like in this disposition.

IN WITNESS WHEREOF, the Lender has caused this instrument to be executed by its duly authorized officer this 28<sup>th</sup> day of May, 2003.

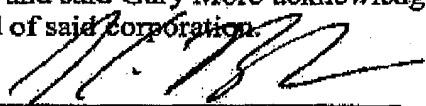
LENDER: GATX VENTURES, INC.

By:   
Name: Gary Moro  
Title: Vice President

State of Connecticut)  
County of Hartford )

ss Farmington

On this 28<sup>th</sup> day of May, 2003 before me appeared Gary Moro, to me personally known who, being duly sworn, did depose and say that he is the Vice President of GATX Ventures, Inc., the corporation named in and which executed the foregoing instrument; and that said instrument was signed on behalf of said corporation; and said Gary Moro acknowledged said instrument to be the free and authorized act and deed of said corporation.

  
Commissioner of the Superior Court  
Notary Public John C. Bandura  
My Commission Expires: \_\_\_\_\_

## Schedule L.1(a)

Patent Name	Application #	Application Date	Patent #	Granted Date	Business
Dielectric Filter Assembly	09/888,330	22-Jun-01			Cirrex
Micro Identifier System and Components for Optical Assemblies	09/888,064	22-Jun-01	6,542,673		Cirrex
Apparatus for Light Implication	09/876,897	7-Jun-01	6,483,635		Cirrex
Article for Wavelength Selective Resonating Cavity	09/876,900	7-Jun-01			Cirrex
External Mode Size Transformer for Laser-to-Fiber Coupling	09/851,602	9-May-01			Cirrex
Facile Production of Optical Communication Assemblies and Components thereof	60/251,270	4-Dec-00			Cirrex
Optical Feedback Assembly	09/579,297	25-May-00	6,496,523		Cirrex
Method and System for Increasing a Number of Information Channels Carried by Optical Waveguides	09/578,777	25-May-00	6,542,660		Cirrex
Optical Networking Assembly	Granted	15-Mar-00	6,415,082	7/2/02	Cirrex
Method and Apparatus for Analyzing a Test Material by Inducing and Detecting Light-Matter Interactions	Granted	20-Aug-99	6,370,406	9-Apr-02	Cirrex
Optical Assembly with High Performance Filter	Granted	25-May-99	6,404,953	11-5-01	Visionex
Optical Filtering Device	Granted	29-Mar-99	6,208,783	27-Mar-01	Cirrex
Beam Steering for Optical Fibers and Other Related Devices	Granted	12-Mar-99	6,144,791	7-Nov-00	Cirrex
Couplers for Optical Fibers	Granted	12-Mar-99	6,115,234	8-3-02	Cirrex
Method and Apparatus for Filtering an Optical Fiber	Granted	12-Mar-99	6,174,424	16-Jan-01	Cirrex
Optical fibers with Enhanced Light Collection and Illumination and Having Highly Controlled Emission and Acceptance Patterns	Granted	5-Dec-97	5,878,178	2-Mar-99	Cirrex
Fiber Optic Probes for Indwelling Investigations	Granted	24-Feb-00	6,366,726	2-Apr-02	Visionex
Molecular Raman Tag	Inactive	6-Apr-98			Visionex

## Schedule 1.1(a)

Ischemic Tissue Monitor and accompanying Medical Procedures	Inactive	3-Feb-98			Visionex
Fiber Optic Interface for Optical Probes with Enhanced Photonic Efficiency, light Manipulation, and Stray Light Rejection	Granted	19-Jun-97	5,901,261	4-May-99	Visionex
Method and Apparatus for Improved Fiber Optic Light Management	Granted	13-Mar-97	5,953,477	14-Sep-99	Visionex
Fiber Optic Interface for Laser Spectroscopic Raman Probes	Granted	31-Jul-96	5,911,017	8-Jun-99	Visionex
Optical Fiber with Enhanced Light Collection and Illumination and Having Highly Controlled Emission and Acceptance Patterns	Granted	20-Nov-95	5,764,840	9-Jun-98	Visionex
Method and Apparatus for Filtering an Optical Fiber	09/796,012	27-Feb-01	6,498,349		
Method and System for Stabilizing Reflected Light	09/560,590	28-April-00			
Facile Production of Optical Communication Assemblies and Components Thereof	10/010,854	04-Dec-2001			
Optical Networking Assembly	10/143,586	10-May-02			